

COMBINED NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES & PETITION FOR
EXTENSION OF TIME UNDER 37 C.F.R. 1.136(a) (Patent Entity)

Docket No.
11535

In Re Application Of: Michael Wayne Graham



Serial No.
09/100,812

Filing Date
June 19, 1998

Examiner
S. Kaushal

Group Art Unit
1633

Invention: SYNTHETIC GENES AND GENETIC CONSTRUCTS COMPRISING SAME I

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

This is a combined Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences and petition under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the Office Action of February 12, 2001 in the above-identified application.

Date

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated **February 12, 2001** finally rejecting Claim(s) 1-4 and 34-45

Applicant(s) hereby request(s) an extension of time of (check desired time period):

☐ One month ☐ Two months ☒ Three months ☐ Four months ☐ Five months

from: May 12, 2001 until: August 13, 2001 (Monday)
Date *Date*

The fee for the Notice of Appeal and Extension of Time has been calculated as shown below:

Fee for Notice of Appeal: \$310.00

Fee for Extension of Time: \$890.00

TOTAL FEE FOR NOTICE OF APPEAL AND EXTENSION OF TIME: \$1,200.00

The fee for the Notice of Appeal and extension of time is to be paid as follows:

☒ A check in the amount of **\$1,200.00** for the Notice of Appeal and extension of time is enclosed.

☐ Please charge Deposit Account No. _____ in the amount of _____
A duplicate copy of this sheet is enclosed.

☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. **19-1013/SSMP**
A duplicate copy of this sheet is enclosed.

☒ Any additional filing fees required under 37 C.F.R. 1.16.
☐ Any patent application processing fees under 37 CFR 1.17.

☒ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. **19-1013/SSMP** A duplicate copy of this sheet is enclosed.

08/20/2001 HVUONG1 00000026 09100812

01 FC:117

890.00 OP

08/20/2001 HVUONG1 00000026 09100812

02 FC:119

310.00 OP

RECEIVED

AUG 22 2001

TECH CENTER 1600/2900

**COMBINED NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES & PETITION FOR
EXTENSION OF TIME UNDER 37 C.F.R. 1.136(a) (Large Entity)**

Docket No.
11535

In Re Application Of: **Michael Wayne Graham**

Serial No.
09/100,812

Filing Date
June 19, 1998


Examiner
S. Kaushal

Group Art Unit
1633

Invention: **SYNTHETIC GENES AND GENETIC CONSTRUCTS COMPRISING SAME I**

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

This combined Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences and petition for extension of time under 37 CFR 1.136(a) is respectfully submitted by the undersigned:


Signature

Dated: August 13, 2001

Peter I. Bernstein
Registration No. 43,497
Scully, Scott, Murphy & Presser
400 Garden Plaza
Garden City, New York 11530
(516) 742-4343

Certificate of Transmission by Facsimile*

I certify that this document and authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No.) on	
(Date)	
Signature	
Typed or Printed Name of Person Signing Certificate	

*This certificate may only be used if paying by deposit account.

Certificate of Mailing

I certify that this document and fee is being deposited on August 13, 2001 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.	
Signature of Person Mailing Correspondence	
Michelle Mustafa	
Typed or Printed Name of Person Mailing Correspondence	

CC:

RECEIVED

AUG 22 2001
TECH CENTER 1600/2900